



CITY OF SANTA BARBARA

ORDINANCE COMMITTEE AGENDA REPORT

AGENDA DATE: July 19, 2011

TO: Ordinance Committee

FROM: Administrative Division, Waterfront Department

SUBJECT: Municipal Code Title 17, Chapter 36, Amendments Pertaining To Harbor Parking

RECOMMENDATION:

That the Ordinance Committee forward a recommendation to the City Council to approve an ordinance amending Santa Barbara Municipal Code Title 17, Chapter 36, pertaining to parking in the harbor parking lot.

DISCUSSION:

Department staff annually reviews Santa Barbara Municipal Code (SBMC) Title 17 ("Harbor") to ensure that it accurately and adequately describes policies and procedures utilized to fairly, comprehensively and decisively administer Waterfront affairs and provides the legal framework for doing so.

Staff has worked with the City Attorney's Office to identify Chapters or Sections of Title 17 it believes should be added, deleted or amended. This report identifies amendments proposed for SBMC Chapter 17.36—Waterfront Parking.

DISCUSSION

Municipal Code Chapter 17.36 Waterfront Parking

Staff has three primary objectives for proposed amendments to Chapter 17.36:

- Eliminate any reference to storing trailers in Harbor parking lots. Because parking lots are for parking, not storage, and because there is no definition of "storage" in Title 17 of the Municipal Code, any mention of storage, whether permissive or prohibitive, leaves open the question of what storage is permitted and when, if ever, it is appropriate or legal to park vehicles beyond posted time limits.
- Define exactly where boat trailers may be parked in the Harbor main lot ("in designated boat trailer stalls next to the small-vessel launch ramp"). Boaters commonly refer to this area as the Launch Ramp Parking Lot, but its location is

not designated or defined in the Municipal Code, nor is it distinguished from the rest of the Harbor main parking lot.

- Clarify that parking of any other kind of trailer (other than boat trailers) in the Harbor lot requires written permission of the Waterfront Director.

These changes are reflected in the following:

- Existing Section 17.36.030 has been eliminated. The first clause in this section is a policy statement not applicable to the Municipal Code, and the second clause is contained, word for word, in the Department's Rate and Fee Resolution.
- A new Section 17.36.030 clarifies that:
 - Boat trailers may be parked in designated areas of the Harbor main lot. No other type of trailer, other than a boat trailer, may be parked in the lot.
- A new Section 17.36.040 clarifies that:
 - No person shall park a boat trailer outside designated areas of the Harbor main lot without written permission of the Waterfront Director.

CONCLUSION:

These amendments eliminate any reference to trailer storage in the Harbor lot and help clarify exactly where boat trailers may be parked in that lot. It also makes clear that no other type of trailer shall be allowed to park in the Harbor lot without permission of the Waterfront Director.

ATTACHMENT: Draft Ordinance, showing changes

PREPARED BY: Mick Kronman, Harbor Operations Manager

SUBMITTED BY: Scott Riedman, Interim Waterfront Director

APPROVED BY: City Administrator's Office

ORDINANCE INTRODUCTION DRAFT
JULY 19, 2011
SHOWING CHANGES FROM EXISTING CODE

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SANTA BARBARA AMENDING TITLE 17 CHAPTER 17.36
PERTAINING TO OPERATIONS AT THE WATERFRONT.

THE COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS
FOLLOWS:

SECTION 1. Chapter 17.36 of Title 17 of the Santa
Barbara Municipal Code is amended to read as follows:

17.36.010 Parking Fees in Waterfront Parking Lots.

Parking fees and permit system for Waterfront Parking
Lots shall be established by resolution of the City
Council.

17.36.020 Parking for Certain Purposes Prohibited.

A. IMPROPER USE OF WATERFRONT LOT. No person shall park
a vehicle in any Waterfront parking lot for the principal
purpose of displaying such vehicle for sale, repairing such
vehicle, except repairs necessitated by an emergency, or
washing such vehicle.

B. INOPERABLE VEHICLES. No person shall park or permit
to remain, any motor vehicle which is wrecked or inoperable

for a period longer than two (2) hours in any Waterfront parking lot.

C. NO VEHICLES TO REMAIN IN PARKING LOT PAST TIME OF PARKING LOT CLOSING. No person shall leave a vehicle in a Waterfront parking lot past the posted closing time.

~~17.36.030 Trailer Parking in Harbor Parking Lot.~~

~~Boat trailer parking shall be subject to the same rules and regulations as vehicle parking in the Harbor Parking Lot, with the exception that the charge for exiting the Harbor parking lot without a time dated parking ticket shall be twice the lost ticket rate for all vehicles with boat trailers.~~

~~17.36.04030 Use of Harbor Parking Lot for Storage of Trailers Prohibited - Removal by Police Chief.~~ **Trailer Parking in Harbor Parking Lot**

A. BOAT TRAILER PARKING PERMITTED. Persons who own or have possession of boat trailers shall be allowed to park boat trailers in the Harbor parking lot in designated boat-trailer parking stalls located adjacent to the small-vessel launch ramp for a period of time not to exceed three (3)

consecutive nights. For the purpose of this section, one night's parking is defined as parking a boat trailer in a designated trailer parking stall any time between the hours of midnight to 4:00 a.m. No trailer, other than a boat trailer, shall be allowed to park in a parking stall in the Harbor lot without the prior written permission of the Waterfront Director or his designee. ~~No person who owns, or has possession, custody or control of any trailer shall park or store such trailer in the Harbor parking lot in excess of a period of three (3) consecutive nights. For the purposes of this section, one night's parking or storage is defined as presence in the lot any time between the hours of midnight and 4 a.m.~~

B. BOAT TRAILER PARKING PROHIBITED. No person who owns or has possession of a boat trailer shall park such trailer in any area of the Harbor parking lot other than as provided in Section 17.36.030A herein without the prior written permission of the Waterfront Director or his or her designee. ~~In the event a trailer is parked or stored in the Harbor parking lot in excess of a period of three (3) consecutive nights, any member of the Police Department authorized by the Chief of Police may remove the trailer from the launch ramp lot in the manner and consistent with the requirements of the California Vehicle Code.~~

C. BOAT TRAILER PARKING IN VIOLATION OF THIS SECTION;
REMOVAL OF TRAILER AND PENALTIES. Any boat trailer parked
in violation of this section may be removed by the City of
Santa Barbara Police Department in accordance with the
requirements of the California Vehicle Code and the owner
or person in possession of the boat trailer parked in
violation of this Section may be prosecuted in accordance
with Santa Barbara Municipal Code Chapter 1.28.

17.36.04050 72-hour Vehicle Parking Limit in Harbor
Parking Lot.

No person who owns, or has possession, custody or control
of any vehicle shall park, stop or leave the vehicle in the
same parking space in the Harbor parking lot in excess of a
period of seventy-two (72) consecutive hours, except
persons with valid permits or prepaid permits as
established by City Council Resolution, under the following
circumstances:

A. Vehicles owned by harbor slip holders who have also
been issued a valid Waterfront slip-holder's parking permit
will be allowed unlimited parking in the Harbor parking
lot, providing that such vehicles are currently registered
with the California Department of Motor Vehicles and are

fully operational.

B. Any person wishing to park a vehicle in the Harbor parking lot over the seventy-two (72) hour limit may be allowed to do so, providing:

1. The vehicle owner registers with the Waterfront Parking office prior to leaving the vehicle in the Harbor lot.

2. The vehicle owner pays, in advance, the appropriate daily parking fee for each twenty-four (24) hour period the vehicle will remain in the Harbor parking lot, provided that any vehicle bearing a Waterfront parking permit will be allowed to park for the first seventy-two (72) hours at no charge.

**17.36.05060 Penalties for Vehicle Parking Over 72 Hours
in Harbor Parking Lot.**

In the event a vehicle is parked, stopped or left standing in the Harbor parking lot in excess of a period of seventy-two (72) consecutive hours, does not have a valid slip holder parking permit, and has not been registered with the Waterfront parking office in advance, the vehicle may be cited and any member of the Police Department authorized by the Chief of Police may remove the vehicle

from the Harbor parking lot in the manner and consistent with the requirements of the California Vehicle Code.

17.36.06070 Oversized Vehicles in Harbor Parking Lot.

All vehicles over twenty feet (20') in length are prohibited from parking in the Harbor Parking Lot, excepting those vehicles exempted by resolution of City Council.

17.36.07080 Oversize Vehicles in Waterfront Parking Lots.

All vehicles over thirty three (33) feet in length are prohibited from entering or using any Waterfront Parking Lot, excepting those vehicles exempted by resolution of City Council.

17.36.08090 Oversize Vehicles in Designated Waterfront Parking Lots.

The Waterfront Director shall designate parking spaces in Waterfront Parking Lots, including a limited number of oversize parking spaces, by signs, pavement stripes or

other means of designation.

A. PARKING IN DESIGNATED PARKING STALLS ONLY. No

vehicle shall be stopped, left standing or parked in any Waterfront Parking Lot, other than within a single marked stall ~~space~~ designated for that size of vehicle.

~~B. No vehicle shall be stopped, left standing or parked in any Waterfront Parking Lot, outside of a marked stall.~~

BC. PARKING IN MARKED STALLS ONLY. No vehicle shall be stopped, left standing or parked in any Waterfront Parking Lot, at angles, horizontally, diagonally or otherwise across the lines marking a parking stall ~~space~~ designated for parking a vehicle.

CD. NO PARKING IN OVERSIZED STALLS. No vehicle that is less than twenty (20) feet in length shall be stopped, left standing or parked in any Waterfront Parking Lot, within a parking stall ~~space~~ designated for an oversize vehicle.

DE. NO PARKING OF OVERSIZED VEHICLES IN PASSENGER VEHICLE STALLS. No vehicle that is over twenty (20) feet in length shall be stopped, left standing or parked in any Waterfront Parking Lot, within a parking stall ~~space~~ designated for passenger vehicles of ordinary length (less than twenty (20) feet).

17.36.090~~100~~ No Personal Property in Parking Stalls.

No person shall occupy, fill or obstruct a space designated for parking in any Waterfront Parking Lot with any ~~chair, carpet, mat, appliance, beach gear, equipment or other~~ personal property other than a vehicle appropriate for the size of the parking stall, except by special permit of the Waterfront Director.